

STATE OF INDIANA)
) SS:
COUNTY OF MARION)

BEFORE THE INDIANA
COMMISSIONER OF INSURANCE

CAUSE NO.: 22070-AD23-0117-008

IN THE MATTER OF:)
)
Rise & Shine Services, LLC)
PO Box 246)
North Webster, IN 46555)
)
Applicant.)
)
Type of Agency Action: Enforcement)
)
License Application #: 1025106)

FILED

APR 20 2023

STATE OF INDIANA
DEPT. OF INSURANCE

PRELIMINARY ADMINISTRATIVE ORDER
AND NOTICE OF LICENSE DENIAL

The Indiana Department of Insurance (“Department”), pursuant to the Indiana Administrative Orders and Procedures Act, Indiana Code § 4-21.5-1 *et seq.* and Indiana Code § 27-1-15.6-12, hereby gives notice to Rise & Shine Services, LLC (“Applicant”) of the following Administrative Order:

1. Applicant submitted an application for resident producer licensure with the Commissioner of the Indiana Department of Insurance (“Commissioner”) on December 16, 2022.
2. Before approving an application, the Commissioner must find that the applicant has met specific requirements under Indiana Code § 27-1-15.6-6 and Indiana Code § 27-1-15.6-12.
3. Indiana Code § 27-1-15.6-12(b)(14) provides, in part, that the Commissioner may refuse to issue an insurance producer license for failing to pay state income tax or to comply with any administrative or court order directing payment of state income tax.

4. Indiana Code § 27-1-15.6-12(b)(1) provides, in part, that the Commissioner may refuse to issue an insurance producer license for providing incorrect, misleading, incomplete, or materially untrue information in a license application.
5. Following a review of public records and the materials submitted by Applicant in support of their application, the Commissioner, being fully advised, now hereby notifies Applicant that they have not fully met the requirements of licensure, as stated by Indiana Codes §§ 27-1-15.6-12(b)(14) and 27-1-15.6-12(b)(1) due to Applicant disclosed the business has a delinquent tax obligation in the state of Indiana, and for Applicant's failure to provide the Department with requested and complete tax documentation.
6. Indiana Code § 27-1-15.6-12(d) provides that the Applicant may, not more than sixty-three (63) days after notice of denial of the applicant's application is mailed, make written demand to the Commissioner for a hearing before the Commissioner to determine the reasonableness of the Commissioner's action.
7. This is considered an administrative action by the Indiana Department of Insurance. If you choose to appeal this administrative action, please follow the aforementioned instructions. Subsequently, after the Department has received your written request for a hearing, The State of Indiana Office of Administrative Law Proceedings ("OALP") will assign an administrative law judge to preside over this matter, and you will receive more information from OALP to begin the administrative process.

IT IS THEREFORE ORDERED that Applicant's request for licensure is hereby **DENIED** pursuant to Indiana Codes §§ 27-1-15.6-12(b)(14) and 27-1-15.6-12(b)(1), due to Applicant's failure to pay state income taxes and failure to provide complete and requested information regarding the same. Applicant may reapply for licensure not less than one (1) year from the date of this order.

4.20.2023

Date Signed



Amy L. Beard, Commissioner
Indiana Department of Insurance

Distribution:

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